

ORIGINAL  
FILED  
07 SEP 12 AM 9:06  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 **LEWIS BRISBOIS BISGAARD & SMITH LLP**  
PEGGY S. DOYLE, SB# 176483  
2 TAL KORN, SB# 227719  
One Sansome Street, Suite 1400  
3 San Francisco, California 94104  
Telephone: (415) 362-2580  
4 Facsimile: (415) 434-0882

E-filing

5 Attorneys for Defendants  
Cornell Corrections of California, Inc., erroneously  
6 served and sued herein as Cornell Corporation, Inc.;  
Maria Richard; Mike Reed, Dora Ford; Judith  
7 Henderson; Melody Daniel; and Rose Hughes

8  
9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT COURT OF CALIFORNIA

11  
12 JORDAN ROSENBERG,

13 Plaintiff,

14 v.

15 CORNELL CORPORATION, INC., AND  
ASSOCIATED COMPANIES, MARIA  
16 RICHARD, DIRECTOR, MIKE REED,  
DIRECTOR, DORA FORD, CASE  
17 MANAGER, JUDITH HENDERSON, JOB  
DEVELOPER, MELODY DANIEL, JOB  
18 DEVELOPER, ROSE HUGHES, STAFF,  
DOES 1-100,

19 Defendants.  
20

CASE NO. **07 4690** PJH

NOTICE OF REMOVAL OF ACTION  
TO UNITED STATES DISTRICT COURT,  
NORTHERN DISTRICT OF CALIFORNIA  
(28 U.S.C. § 1441(b)) - AND -  
JURY DEMAND

21  
22 **TO: THE CLERK OF THE ABOVE-ENTITLED COURT:**

23 PLEASE TAKE NOTICE that defendants Cornell Corrections of California, Inc.,  
24 erroneously served and sued herein as Cornell Corporation, Inc., Maria Richard, Mike Reed,  
25 Dora Ford, Judith Henderson, Melody Daniel, and Rose Hughes hereby unanimously remove to  
26 this Court the state court action described below.

27 1. **Complaint:** On January 17, 2007, an action was commenced in the Superior  
28 Court of the State of California, in and for the County of San Francisco, entitled Jordan Rosenberg

1 v. Cornell Corporation, Inc., et al., Case No. CGC-07-459757, a copy of which is attached as

2 **EXHIBIT A.**

3 2. The complaint was not served on any defendant.

4 3. **First Amended Complaint:** On May 15, 2007, plaintiff Jordan Rosenberg  
5 filed a first amended complaint in the above state court action, a copy of which is attached as

6 **EXHIBIT B.**

7 4. Defendant Maria Richard was personally served with summons and the first  
8 amended complaint on August 6, 2007; defendant Cornell Corrections of California, Inc.,  
9 erroneously served and sued herein as Cornell Corporation, Inc., was improperly served with  
10 the same documents on August 6, 2007; and defendants Mike Reed, Dora Ford, Judith Henderson,  
11 Melody Daniel, and Rose Hughes were served with the same documents by substituted service on  
12 August 14, 2007. Removal is timely under the "last served" rule of Ford v. New United Motors  
13 Manufacturing, Inc., 857 F.Supp. 707 (N.D. Cal. 1994). A copy of the summons served by  
14 substituted service on defendant Rose Hughes is attached as **EXHIBIT C.**

15 5. **Jurisdiction:** This is a civil action over which this Court has original jurisdiction  
16 pursuant to 28 U.S.C. § 1332 and one which may be removed to this Court pursuant to 28 U.S.C.  
17 § 1441(b) in that it is based on federal law, e.g., the first amended complaint alleges "a 'Bivens'  
18 action, aris[ing] in part from violations of plaintiff's rights under the US Constitution, federal law,  
19 and federal regulations. (Bivens v. Six unknown fed. Narcotics agents, 403 U.S. 388 (1971))."  
20 See first amended complaint, 2:10-12, EXHIBIT B.

21 6. **Intradistrict assignment:** Removal to the San Francisco division of the Northern  
22 District of California is proper under 28 U.S.C. § 1441(a) because it is the district and division  
23 in which the state court action was commenced and is pending. Removal to the San Francisco  
24 division or the Oakland division is also proper under Northern District Court Local Rules 3-2  
25 and 3-5.

26 7. Defendant has provided plaintiff with a copy of this Notice of Removal as required  
27 by law. Attached as **EXHIBIT D** is a copy of defendant's Certificate of Service.

28 ///

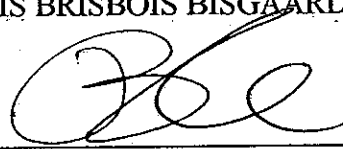
1           8.       A copy of this Notice of Removal is also being filed with the Clerk of the Superior  
2 Court of California for San Francisco County, where this action was originally filed. A copy of  
3 defendant's notice is attached hereto as **EXHIBIT E**.

4           9.       Pursuant to Rule 38 of the Federal Rules of Civil Procedure, defendants hereby  
5 demand a trial by jury.

6           DATED: September 12, 2007

7                           LEWIS BRISBOIS BISGAARD & SMITH LLP

8  
9           By \_\_\_\_\_

  
Peggy S. Doyle  
Attorneys for Defendants

LEWIS BRISBOIS BISGAARD & SMITH LLP

ONE SANSOME STREET, SUITE 1400  
SAN FRANCISCO, CALIFORNIA 94104  
TELEPHONE (415) 362-2560

**EXHIBIT A**

1 Jordan Rosenberg  
2 601 Van Ness #E3-219  
3 San Francisco 94102  
4 J94102@yahoo.com  
5 Fax 206-203-4321  
6 Plaintiff  
7 In Pro Per

ENDORSED  
FILED  
San Francisco County Superior Court  
MAY 15 2007  
GORDON PARKER, Clerk  
BY: ~~WESLEY BARNETT~~  
Deputy Clerk

8  
9 SUPERIOR COURT OF CALIFORNIA  
10 COUNTY OF SAN FRANCISCO  
11

12 Jordan Rosenberg,

13 Plaintiff

14 Vs

15  
16 Cornell Corporation, Inc,  
17 And Associated Companies

18 Maria Richard, Director,

19 Mike Reed, Director,

20 Dora Ford, Case Manager

21 Judith Henderson, Job Developer,

22 Melody Daniel, Job Developer,

23 Rose Hughes, Staff,

24 Does 1-100,

25 Defendants  
26  
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37

COMPLAINT (FIRST AMENDED)  
FOR CIVIL RIGHTS VIOLATIONS

Case Number CGC-07-459757

1 Venue – The events and actions took place in San Francisco.

2 Plaintiff Rosenberg at all relevant times resided at defendant Cornell's halfway house at  
3 111 Taylor in San Francisco 94102 following his release from federal prison. The other  
4 defendants are staff at the halfway house. The authority held by defendants over plaintiff was  
5 delegated by virtue of their employment by or contract with federal agencies and so they acted  
6 under color of law.

7 Rosenberg has attempted to resolve these matters with defendants Cornell and staff all to  
8 no avail. Rosenberg has brought complaints about staff action to management and/or supervisors  
9 who have in every case refused to aid Rosenberg.

10 This complaint, a "Bivens" action, arises in part from violations of plaintiff's rights under  
11 the US Constitution, federal law, and federal regulations. (Bivens v. Six unknown fed. narcotics  
12 agents, 403 U.S. 388 (1971) )

13 For each claim, defendants acted willfully with oppression, fraud, and malice.

14 All the facts alleged in any part of this complaint are incorporated in every other part of  
15 the complaint.

16 Plaintiff will amend this complaint with the names of the Doe defendants as they become  
17 known.

## 1 FIRST

2 While residing at Cornell halfway house, Plaintiff Rosenberg was forbidden to leave the  
3 house without permission. Rosenberg sought the permission of Defendant Dora Ford to go to the  
4 law library to research and prepare a complaint and application for tro/preliminary injunction to  
5 correct violations of Rosenberg's rights detailed below. Ford sometimes completely refused,  
6 sometimes severely limited Rosenberg's access to the law library. Ford similarly limited  
7 Rosenberg's visits to the court. Rosenberg applied to defendants Richard and Reed to overrule  
8 Ford. They refused. There was no rule or regulation limiting Rosenberg's access to the law  
9 library.

10 Defendants actions deprived Rosenberg of access to the courts, a basic civil right. As a  
11 result Rosenberg was not able to file a timely case thus forever denying Rosenberg remedies that  
12 would otherwise have been available to him.

## 13 SECOND

14 During two actual fires, where the local fire department was called and responded, and  
15 two fire drills, defendants required that plaintiff Rosenberg line up along side the burning  
16 building. This is an unsafe practice that put Rosenberg's life at risk without reason. Defendants  
17 ignored Rosenberg's protest about this practice.

18 As a result of defendant's actions Rosenberg's life was pointlessly put at risk.

1 Rosenberg has a right to be protected from needless risks to his life caused by Defendants, a right  
2 that was violated by defendant's actions.

3 **THIRD**

4 On one occasion that turned out to be a fire drill, and not an actual fire, a fact then  
5 unknown to Rosenberg, Rosenberg attempted to protect himself from proximity to the burning  
6 building by moving away from it. Defendant Hughes filed a complaint about Rosenberg's action  
7 that resulted in his being punished for his action to protect his life. Punishing Rosenberg for  
8 actions to protect his life when defendants have put his life needlessly at risk is a violation of  
9 Rosenberg's civil rights.

10 **FOURTH**

11 Rosenberg was given 10 hours of punishment duties (above). After he performed those  
12 duties, defendant Reed assigned Rosenberg additional punishment duties. When Rosenberg told  
13 Reed that he had completed his punishment duties Reed told Rosenberg that this didn't count  
14 because the performance of the duties had not been recorded in defendant's records. Rosenberg  
15 had not been told anything about such recording and in any case could not compel staff to make  
16 such records. Reed required Rosenberg to perform additional duties and then refused to record  
17 them, too.

18 Arbitrary and unlimited punishment by defendants is a denial of Rosenberg's civil rights.  
19



FIFTH

Cornell confiscated Rosenberg's medicines. Rosenberg asked for their immediate return. Rosenberg needed the medicines and there was no reason for Cornell to keep them from him. Defendant Reed instructed staff to ignore Rosenberg's request and to return the medicines "at your leisure". Rosenberg received the medicines 10 days later.

Denying Rosenberg medical care is a violation of his civil rights.

SIXTH

Rosenberg was housed in a room with bedbugs. Cornell took no timely action to free the facility of bedbugs. When Rosenberg attempted to use bug spray to kill the bedbugs, Cornell confiscated the bug spray. Cornell violated Rosenberg's right to live in a clean facility free of bedbugs.

SEVENTH

Cornell residents are confined to the facility except for specific occasions and permissions to leave. For a period of weeks Rosenberg was entitled to one hour a day of recreation time. Defendants Henderson and Daniel miscalculated Rosenberg's recreation days and together with defendant Ford denied Rosenberg two hours of recreation. Henderson and Daniel refused to correct their calculation when advised of it by Rosenberg. When Rosenberg called this to the attention of defendant Reed he ignored Rosenberg's claims and denied

1 Rosenberg his recreation time. Rosenberg has a right to be treated according to house rules and  
2 to be treated as other residents are. These rights were violated by defendants.

3 EIGHTH

4 Cornell residents are required to find employment for 40 hours per week while in  
5 residence at Cornell. Cornell receives 25% of the gross paycheck of every resident. Cornell  
6 punishes residents who fail to find such employment.

7 Defendants Henderson and Daniel, staff job developers, have the specific responsibility  
8 to assist residents in finding employment. These defendants hindered Rosenberg in his  
9 employment search by refusing to allow him to go the library to review newspaper employment  
10 ads or to use library internet computers to search for employment ads. There are no newspapers  
11 or internet computers available at Cornell. These defendants kept secret the identities of  
12 employers that commonly hire Cornell residents until, late in the game, Rosenberg was able to  
13 obtain them. Target, in particular, was hiring Cornell residents for extra holiday staff. By the  
14 time Rosenberg got this information from defendants Target had completed its hiring.

15 As a result of defendants actions Rosenberg was not able to find 40 hour per week  
16 employment although he did find two part time jobs. Rosenberg was punished by Cornell for not  
17 meeting their employment requirements. Rosenberg has a right to receive all the assistance that  
18 staff can provide and to receive the same assistance made available to other residents. This right  
19 was violated by defendants.

NINETH

Rosenberg applied to defendant Ford for permission to purchase hygiene items (soap, toothpaste, vitamins, etc). Ford repeatedly denied Rosenberg's requests. Rosenberg, like other Cornell residents, has the right to purchase basic necessities not supplied by Cornell. Ford's refusal, without reason, to allow Rosenberg to make these purchases is a violation of Rosenberg's rights.

TENTH

Cornell has repeatedly treated Rosenberg in an arbitrary manner not prescribed by rules and regulations and not consistent with the treatment accorded other residents. Arbitrary treatment is a violation of Rosenberg's rights.

RELIEF

Rosenberg seeks:

Restitution

Compensatory damages

Punitive damages

Combined monetary relief not less than \$10,000,000.00

Declaratory relief

Injunctive relief

Any other relief the Court may find fit to provide.

1  
2 Rosenberg knows the factual statements herein to be true based on his own experience  
3 except where they are based on information and belief and there Rosenberg believes them to be  
4 true. Rosenberg's factual statements are made under penalty of perjury. He is willing to so testify  
5 in court under oath.

6 Respectfully,

7 Jordan Rosenberg

8 Plaintiff/Petitioner  
9

**EXHIBIT B**

**FILED**  
San Francisco County Superior Court

JAN 19 2007

**GORDON PARK-LI, Clerk**

CASE MANAGEMENT CONFERENCE SET FOR June 22, 2007  
Deputy Clerk

JUN 22 2007 - 9<sup>00</sup> AM

DEPARTMENT 212

NO SUMMONS ISSUED

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SAN FRANCISCO CGC07 - 459757

Jordan Rosenberg,  
Plaintiff  
Vs  
Cornell Corporation, Inc,  
And Associated Companies  
Maria Richard, Director,  
Mike Reed, Director,  
Dora Ford, Case Manager  
Judith Henderson, Job Developer,  
Melody Daniel, Job Developer,  
Rose Hughes, Staff

COMPLAINT; FOR DAMAGES  
DEMAND FOR JURY  
TRIAL — FOR CIVIL  
RIGHTS  
VIOLATION  
Case Number

Venue – The events and actions took place in San Francisco.

Plaintiff Rosenberg has since 10/24/06 resided at defendant Cornell's halfway house at 111 Taylor in San Francisco following his release from federal prison. The other defendants are staff at the halfway house.

Rosenberg has attempted to resolve these matters with defendants Cornell and staff all to no avail.

This complaint, a "Bivens" action, arises from violations of plaintiff's rights under the US Constitution, federal law, and federal regulations

#### FIRST

Rosenberg has resided at Cornell halfway house about a month. In that time there was one fire, requiring a response from several fire trucks, and one fire drill. During the fire and the fire drill, Cornell staff evacuated the building and compelled residents to line up along the side of the burning building. Rosenberg has pointed out to Cornell management that this is madness. Rosenberg has requested Cornell management to move staff to a safe location, say, across the street. Cornell refused.

While in Cornell's custody while under Cornell's control, Rosenberg has a right to be kept safe. Cornell, acting under color of law, has, through malice and oppression, violated that right and exhibited deliberate indifference to Rosenberg's safety by requiring him to line up next to a burning building. Rosenberg has been harmed by being made to stand next to a burning building under threat of punishment if he doesn't. Rosenberg seeks compensatory and punitive damages and an end to the offending practices.

## SECOND

When residents arrive at Cornell they are confined to the residence for the first three days. Here days always mean business days unless otherwise noted. Then they are permitted to leave the residence on business days to seek employment and for one hour each calendar day for recreation. Residents who do not find full time employment (40 hours/week) within 15 days are punished in a variety of ways including loss of recreation privileges.

When Rosenberg met with Melody Daniel at the beginning of the 15 day period he refused to sign a document that had miscalculated the 15 day period. Ms. Daniel was furious and refused to listen to Rosenberg. Later, 11/9/06 Rosenberg wrote to the Job Developers, Melody Daniel and Judith Henderson, pointing out that 11/10/06 was a holiday and asking for recalculation of the 15 day period. Rosenberg received a written but unsigned acknowledgement, presumably from Melody Daniel but possibly from Judith Henderson, correcting the calculation of his 15 day period and verifying that it ended 11/20/06. Nevertheless Rosenberg was denied his recreation hour on 11/19/06 and 11/20/06. Some person had made a handwritten notation on the list of those eligible for recreation next to Rosenberg's name that said "no rec". One defendant told Rosenberg the note was written by Dora Ford. Rosenberg attempted to explain the situation to staff. He even showed the correcting note to staff. But staff refused to accept it because it was unsigned. Staff, at Rosenberg's request, called Mike Reed who also refused to allow recreation.

While Rosenberg is under Cornell's control he has a due process right to be treated in accordance with regulations. Cornell's willful refusal, resulting from malice and oppression, acting under color of law, to follow its own and the Bureau of Prisons' regulations have harmed Rosenberg by denying him access to deserved recreation despite knowing that their actions are



1 inconsistent with regulations. Rosenberg seeks restitution, compensatory and punitive damages,  
2 and an end to the offending practices.

3  
4 **THIRD**

5 On Saturday 11/25/06 Rosenberg tried to go to the county law library at 685 Market from  
6 9:00am to 12:30. He was permitted to go but only for half that time. He also tried to go Sunday  
7 11/26/06 from 2:30pm to 4:00 but this request was denied altogether. There is no reason for  
8 these denials. There are no rules forbidding residents to go to libraries, law or otherwise. On  
9 these days and time residents are routinely allowed to go to work, to go to recreation, to shop for  
10 hygiene supplies, and to attend religious services. On 11/30/06 Dora Ford told Rosenberg that  
11 this was being done because that's the way Maria Richard has always done it. Rosenberg has  
12 been denied access to the law library on many subsequent occasions.

13 Access to the Courts is a fundamental right without which all others cannot be defended.  
14 As a result of their malice and oppression, Defendants, acting under color of law, willfully  
15 denied Rosenberg the exercise of this right. Rosenberg seeks compensatory and punitive  
16 damages and an end to the offending practices.

17  
18 **FOURTH**

19 Rosenberg requests a jury trial.  
20  
21  
22  
23

RELIEF

Rosenberg seeks:

Restitution

Compensatory damages

Punitive damages

Declaratory relief

Injunctive relief

Any other relief the Court may find fit to provide.

Rosenberg knows the factual statements herein to be true based on his own experience except where they are based on information and belief and there Rosenberg believes them to be true. Rosenberg's factual statements are made under penalty of perjury. He is willing to so testify in court under oath.

Respectfully,

Jordan Rosenberg

Plaintiff/Petitioner

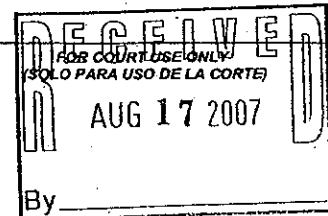
EXHIBIT C

Sheriff's File

07-344824

**SUMMONS  
(CITACION JUDICIAL)****NOTICE TO DEFENDANT: (Aviso a Acusado)**

Cornell Corporation *INC + ASSOCIATED COMPANIES*  
 Maria Richard *DIRECTOR*  
 Mike Reed *DIRECTOR*  
 Dora Ford *HR MANAGER*  
 Judith Henderson *JOB DEVELOPER*  
 Melody Daniel *JOB DEVELOPER*  
 Rose Hughes *STAFF*

**YOU ARE BEING SUED BY PLAINTIFF:****(A Ud. le está demandando)**

Jordan Rosenberg

You have **30 CALENDAR DAYS** after this summons is served on you to file a typewritten response at this court.

A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

Después de que le entreguen esta citación judicial usted tiene un plazo de **30 DIAS CALENDARIOS** para presentar una respuesta escrita a máquina en esta corte.

Una carta o una llamada telefónica no le ofrecerá protección; su respuesta escrita a máquina tiene que cumplir con las formalidades legales apropiadas si usted quiere que la corte escuche su caso.

Si usted no presenta su respuesta a tiempo, puede perder el caso, y le pueden quitar su salario, su dinero y otras cosas de su propiedad sin aviso adicional por parte de la corte.

Existen otros requisitos legales. Puede que usted quiera llamar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de referencia de abogados o a una oficina de ayuda legal (vea el directorio telefónico).

The name and address of the court is: (El nombre y dirección de la corte es)

SF SUPERIOR COURT  
 400 CALISTO  
 SF 94102

CASE NUMBER: (Número del Caso)

CGC-07-459757

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:

(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es)  
 Jordan Rosenberg, 601 Van Ness E3-219, San Francisco 94102  
 phone and fax 206-203-4321, J94102@Yahoo.com

DATE: **MAY 10 2007**  
 (Fecha)

Gordon Park-Li

Clerk, by  
 (Actuario)

BERNADETTE THOMPSON, Deputy  
 (Delegado)

**NOTICE TO THE PERSON SERVED: You are served**

1. ☐ as an individual defendant.  
 2. ☐ as the person sued under the fictitious name of (specify):  
 3. ☐ on behalf of (specify):

under: ☐ CCP 416.10 (corporation)  
☐ CCP 416.20 (defunct corporation)  
☐ CCP 416.40 (association or partnership)  
☐ other:

☐ CCP 416.60 (minor)  
☐ CCP 416.70 (conservatee)  
☐ CCP 416.90 (individual)

4. ☐ by personal delivery on (date):

[SEAL]

**EXHIBIT D**

**LEWIS BRISBOIS BISGAARD & SMITH LLP**  
PEGGY S. DOYLE, SB# 176483

TAL KORN, SB# 227719  
One Sansome Street, Suite 1400  
San Francisco, California 94104  
Telephone: (415) 362-2580  
Facsimile: (415) 434-0882

Attorneys for Defendants  
Cornell Corrections of California, Inc., erroneously  
served and sued herein as Cornell Corporation, Inc.,  
Maria Richard, Mike Reed, Dora Ford, Judith  
Henderson, Melody Daniel, and Rose Hughes

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT COURT OF CALIFORNIA

JORDAN ROSENBERG,

Plaintiff,

v.

CORNELL CORPORATION, INC., AND  
ASSOCIATED COMPANIES, MARIA  
RICHARD, DIRECTOR, MIKE REED,  
DIRECTOR, DORA FORD, CASE  
MANAGER, JUDITH HENDERSON, JOB  
DEVELOPER, MELODY DANIEL, JOB  
DEVELOPER, ROSE HUGHES, STAFF,  
Does 1-100,

Defendants.

CASE NO. \_\_\_\_\_

**CERTIFICATE OF SERVICE OF NOTICE  
TO ADVERSE PARTY OF REMOVAL TO  
FEDERAL COURT**

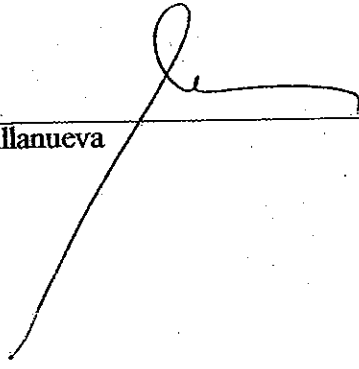
Anna Villanueva certifies and declares as follows:

1. I am over the age of 18 years and not a party to this action.
2. My business address is Lewis Brisbois Bisgaard & Smith, LLP, One Sansome Street, Suite 1400, San Francisco, CA 94104, which is located in the city, county, and state where the mailing described below took place.
3. On September 12, 2007, I deposited in the United States Mail at San Francisco, California, a copy of the NOTICE TO ADVERSE PARTY OF REMOVAL TO FEDERAL COURT dated September 12, 2007, a copy of which is attached to this Certificate.

1 I declare under penalty of perjury that the foregoing is true and correct.

2 Executed on September 12, 2007.

3  
4 Anna Villanueva

A handwritten signature in black ink, appearing to read 'Anna Villanueva', is written over a horizontal line. The signature is stylized with a large loop at the beginning and a long, sweeping tail that extends downwards and to the left.

LEWIS DRISBUIS DISCUARKU & SMITH LLP

ONE SANSOME STREET, SUITE 1400  
SAN FRANCISCO, CALIFORNIA 94104  
TELEPHONE (415) 382-2580

**EXHIBIT E**



1 **LEWIS BRISBOIS BISGAARD & SMITH LLP**

PEGGY S. DOYLE, SB# 176483

2 TAL KORN, SB# 227719

One Sansome Street, Suite 1400

3 San Francisco, California 94104

Telephone: (415) 362-2580

4 Facsimile: (415) 434-0882

5 Attorneys for Defendants

Cornell Corrections of California, Inc., erroneously

6 served and sued herein as Cornell Corporation, Inc.,

Maria Richard, Mike Reed, Dora Ford, Judith

7 Henderson, Melody Daniel, and Rose Hughes

8  
9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **COUNTY OF SAN FRANCISCO**

11  
12 **JORDAN ROSENBERG,**

13 **Plaintiff,**

14 **v.**

15 **CORNELL CORPORATION, INC., AND**

16 **ASSOCIATED COMPANIES, MARIA**

**RICHARD, DIRECTOR, MIKE REED,**

**DIRECTOR, DORA FORD, CASE**

17 **MANAGER, JUDITH HENDERSON, JOB**

**DEVELOPER, MELODY DANIEL, JOB**

18 **DEVELOPER, ROSE HUGHES, STAFF,**

**DOES 1-100,**

19 **Defendants.**

) **CASE NO. CGC-07-459757**

) **NOTICE TO ADVERSE PARTY OF**  
) **REMOVAL TO FEDERAL COURT**

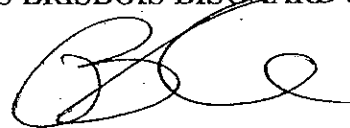
20  
21 **TO: THE ABOVE COURT AND PLAINTIFF PRO PER JORDAN ROSENBERG:**

22 **PLEASE TAKE NOTICE** that a Notice of Removal of the above-entitled action was  
23 filed in the United States District Court, in and for the Northern District of California, on  
24 September 12, 2007. A copy of said Notice of Removal is attached hereto and served herewith.

25 **DATED: September 12, 2007**

**LEWIS BRISBOIS BISGAARD & SMITH LLP**

26  
27 **By**

  
**PEGGY S. DOYLE**

**Attorneys for Defendants**

**PROOF OF SERVICE***Rosenberg v. Cornell*

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

I am employed in the County of San Francisco, State of California. I am over the age of 18 and not a party to the within action. My business address is One Sansome Street, Suite 1400, San Francisco, California 94104.

On September 11, 2007, I served the following document described as **NOTICE OF REMOVAL OF ACTION TO UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA AND JURY DEMAND** on all interested parties in this action by placing ☒ a true copy ☐ the original thereof enclosed in sealed envelopes addressed as follows:

ROSENBERG, JORDAN  
601 VAN NESS AVENUE #E3-219  
SAN FRANCISCO, CA 94102

Pro per plaintiff

☐ (BY FACSIMILE) The facsimile machine I used complied with Rule 2003(3) and no error was reported by the machine. Pursuant to Rule 2008(e)(4), I caused the machine to print a record of the transmission.

☒ (BY MAIL, 1013a, 2015.5 C.C.P.)

☐ I deposited such envelope in the mail at San Francisco, California. The envelope was mailed with postage thereon fully prepaid.

☒ I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, this document will be deposited with the U.S. Postal Service on this date with postage thereon fully prepaid at San Francisco, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☐ (FEDERAL) I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on September 12, 2007, at San Francisco, California.

  
 Anna Villanueva